EXHIBIT 48

Case 2:20-cv-00983-TSZ Document 75-48 Filed 02/07/22 Page 2 of 10

LONNIE THOMPSON 5/4/2021

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	UNITED STATES DISTRICT COURT WESTERN DISTRICT OF WASHINGTON AT SEATTLE	1 2 3	I N D E X EXAMINATION BY PAGE
	HUNTERS CAPITAL, LLC, et al.,)	4 5	Ms. Pratt 5
	Plaintiffs,) vs.) No. 20-cv-00983-TSZ) CITY OF SEATTLE,) Defendant.) Zoom 30(b)6 Video Deposition Upon Oral Examination Of LONNIE THOMPSON DATE: Tuesday, May 4, 2021 REPORTED BY: Mindy L. Suurs, CSR No. 2195	6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25	EXHIBIT INDEX NO. DESCRIPTION PAGE 1 Google map 12 2 Bergman's Lock and Key Service, LLC, Profit 38 and Loss, May 1, 2020 3 Summary of profit and loss information 46 4 Annual Profit and Loss Statements from 2016 47 through 2020 5 Bergman's Lock and Key Service, LLC, Profit 56 and Loss, May 1, 2020 6 Bergman's Lock and Key Service, LLC, Profit 57 and Loss, May 1, 2019 7 Estimated Losses for Bergman's Lock & Key 89 8 Plaintiffs' Initial Disclosures 93 9 Photos 108
	Page	2	Page 4
1 2	APPEARANCES	1 2	Tuesday, May 4, 2021 9:10 a.m.
3 4	For the Plaintiff:	3	9:10 a.m. 00o
4	TYLER S. WEAVER Calfo Eakes	4	
5	1301 Second Avenue	5	THE VIDEOGRAPHER: We are now on the record.
6	Suite 2800 Seattle, Washington 98101	6	Today is May 4th, 2021. The time is now 9:10 a.m. This is
7	Seattle, Washington 20101	_	
		7	Volume No. 1, Media No. 1 in the deposition of Bergman's
8 9	For the Defendant: CAITLIN R PRATT	8	Volume No. 1, Media No. 1 in the deposition of Bergman's Lock and Key Services, LLC, 30(b)6 representative Lonnie
9	CAITLIN B. PRATT KRISTIN E. BALLINGER	8 9	Volume No. 1, Media No. 1 in the deposition of Bergman's Lock and Key Services, LLC, 30(b)6 representative Lonnie Thompson in the United States District Court Western
	CAITLIN B. PRATT KRISTIN E. BALLINGER TYLER L. FARMER	8 9 10	Volume No. 1, Media No. 1 in the deposition of Bergman's Lock and Key Services, LLC, 30(b)6 representative Lonnie Thompson in the United States District Court Western District of Washington at Seattle in the matter of Hunters
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9 10 11	CAITLIN B. PRATT KRISTIN E. BALLINGER TYLER L. FARMER Harrigan Leyh Farmer Thomsen 999 Third Avenue Suite 4400	8 9 10 11 12	Volume No. 1, Media No. 1 in the deposition of Bergman's Lock and Key Services, LLC, 30(b)6 representative Lonnie Thompson in the United States District Court Western District of Washington at Seattle in the matter of Hunters Capital, LLC, versus City of Seattle, Case No. 20-cv-00983-TSZ. We are recording via the internet
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ROUGH & ASSOCIATES INC

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Page 73 Page 75 1 1 longer was working out of the East Precinct; is that right? Q. And so they stopped by the storefront every 2 2 A. Yes. morning? 3 3 Q. Can you tell me how your -- the operation of A. We would -- it wouldn't be at the front 4 Bergman's changed starting June 8th? 4 storefront -- well, I mean we could if we wanted to. Yeah, 5 A. We had to set up a new game plan, or I had to 5 we usually -- they usually come into the alley because we 6 create a new game plan because of the -- what do I want to 6 have a small parking area in the back alley that we could 7 say? -- the disruption, the -- I call them the 7 come in and out of, but it's not a public access. 8 antagonizers, the people that were trying to get you to 8 Q. And so they usually used the alley, which isn't a 9 9 yell back at them or create issues, as I call it. And they public access, when they stopped by each morning; is that 10 were walking up and down the streets always chanting, 10 right? 11 playing their trumpets, yelling and screaming, whatever, 11 A. That's right. Our normal routine is you would 12 and some of the customers didn't feel safe coming in. So 12 show up at the -- normally what happens in the morning is 13 two of us just kind of manned the phones and routinely we'd 13 all the techs are at the shop first thing and then they're 14 get a phone call, "Is it safe?" "Is it okay if we come 14 sent on the road for the day. 15 by?" 15 Q. So the techs were able to come in in the morning 16 We have a back alleyway that sometimes we could 16 still, but you expedited their time there; is that right? 17 meet people, but of course nobody even wanted to be within 17 A. Yes. a hundred yards of the place. So we started doing the 18 Q. Okay. And they were able to drive those work 18 19 window thing where we have a side window that we would 19 vehicles into the alley; right? 20 start doing work out of talking to people and customers, 20 A. Yes. 21 and we just kept the front door locked and you'd have to be 21 Q. Okay. And you chose not to have them drive their 22 buzzed in before you even came in, before you were welcome 22 vehicle in front of the store; is that right? 23 to come in because it was not uncommon for somebody that 23 A. Yes, that is correct. 24 wasn't exactly sober or in the right state of mind to just 2.4 Q. The window setup you talked about -- is it like a 25 come pounding on the doors or the windows, and with the 25 drive-through window that you have on your building? Page 74 Page 76 1 window open, they would yell and scream. 1 A. No, it's a walk-up window. It's on the sidewalk. 2 2 So we were all kind of on edge. So it was one of Q. So customers could drive and park in your parking 3 those things where I made it very clear with every one of 3 lot but walk up to the window; is that right? 4 my coworkers that if you did not feel safe, you need to let 4 A. Park on the street because there is no parking 5 5 me know this and we need to either make arrangements or we lot available for anybody. 6 6 need to figure something out. Q. Oh, okay. A. Yeah. 7 7 And everybody did pretty well. We had our 8 8 Q. So they would park on the street in front of moments, it got kind of rough, but even though we were open 9 9 until 3:00, it was not unusual for me to get them out the Bergman's or wherever they could find parking and then they 10 10 would walk up to the walk-up window? door by 1:00. Everybody was to be off the hill -- my goal was to make it so everybody was off the hill by 1:00, 2:00. 11 A. Yes. 11 12 I would remain -- me and Lorie would remain at the shop 12 Q. You said there were a few moments where it was 13 after 2:00. At 2:00 we would throw the plywood up and we 13 tough. What did you mean by that? 14 would remain at the shop getting work done behind the scene 14 A. When I say it's tough, I meant it was kind of 15 but keeping an eye on the cameras, making sure we were 15 nerve-racking because we're not sure what was going to 16 safe. And I would make it a point to come in super early 16 happen next. And when I say that, you name it, it was 17 in the morning, 6:30 or so, and just make sure the workload 17 happening on the hill: People were yelling and screaming 18 18 and throwing -- I mean yeah, all you had to do was go was ready to go so as soon as a service tech would walk in, 19 he would walk out within 20 minutes and just get everybody 19 outside and you could be scared for your safety, you know. 20 in, get everybody out, take care of the customers as they 20 Q. The people who were on the hill engaging in the

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behaviors that you described -- do you have any reason to

A. They weren't City workers if that's what you're

Q. Okay. So we talked a little bit about the access

believe that any of those were City-affiliated people?

saying, anybody that's affiliated with the City, no.

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correct?

A. Correct.

were knocking or calling, and yeah.

Q. And so couple of things. Your service techs --

your service techs are the ones in the Bergman vehicles;

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	Page 77		Page 79
1	to your storefront. Was the road in front of you 12th,	1	A. Oh, I can't go out there, it's not safe up there.
2	I believe; correct?	2	You're in that you're in that zone? Yes. Oh, okay. Is
3	A. Correct.	3	there any way you can help you know, yeah.
4	Q. Was 12th in front of your storefront blocked off	4	Q. They said, "Is there any way you can help"
5	to traffic?	5	A. Help us out, yes. And we would. We would find
6	A. At Olive, yes, would be about 50 yards south of	6	some way. We can't make everybody happy, but you would do
7 8 9	our door.	7	your best. That's what we do.
8	Q. But it was not blocked off in front of your door;	8	Q. So for the customers who didn't feel safe, you
	is that right?	9	made alternative arrangements; is that right?
10	A. No, it was not.	10	A. Yeah, sometimes I referred them to other lock
11	Q. And that's why those service tech vehicles could	11	companies that were just as friendly and as knowledgeable.
12	have driven in front of the building if you had chosen	12	Q. How many times did that happen?
13	that you know, to ask them to do that; right?	13	MR. WEAVER: Objection, vague.
14	A. Yes.	14	A. I couldn't keep track of that.
15	Q. So you said the street was blocked off at 12th	15	BY MS. PRATT:
16 17	and Olive. When was that blocked off?	16 17	Q. Can you estimate?A. At least over ten times.
18	A. It would be after June 8th. That's to my best of	18	
19	knowledge. Q. What was it blocked by?	19	Q. Are you aware of anytime when a customer wasn't able to reach your business not that they didn't feel
20	A. The concrete barricades.	20	comfortable but that they physically weren't able to reach
21	Q. And is your memory that there's concrete	21	it?
22	barricades were there through the time when the park was	22	MR. WEAVER: Objection. Answer if you can,
23	cleared out on June 30th, or July 1st, excuse me?	23	Lonnie.
24	A. Yeah.	24	A. I wouldn't be aware of. Can you ask me can
25	Q. Are you aware of any other areas where the road	25	you ask me the question again?
	Davis 70		D 00
-	Page 78		Page 80
1	was blocked off?	1	BY MS. PRATT:
2	MR. WEAVER: Objection. Go ahead and answer. A. No, I mean it's just kind of my little	2 3	Q. Yeah, absolutely. So are you aware of a time when a customer of Bergman's was actually unable to access
4	neighborhood there. That was kind of what I paid attention	4	the storefront because of the CHOP?
5	to.	5	MR. WEAVER: Same objection. Go ahead.
6	BY MS. PRATT:	6	A. I never heard from any of our customers directly
7	Q. When you say that 12th at Olive was blocked off	7	saying, hey, we could never get there, but there were many
8	after June 1st or excuse me, after June 8th with	8	times the street was blocked off with marchers and
9	concrete barricades, what do you mean that it was blocked	9	protestors and people that were angry that wouldn't leave
10	off?	10	and yeah.
11	A. It was not possible for car traffic to get	11	BY MS. PRATT:
12	through.	12	Q. When you say "the street," what do you mean?
13	Q. Could pedestrian traffic get through?	13	A. 12th Avenue.
14	A. Oh, yes.	14	Q. Is that 12th Avenue at Olive?
15	Q. You mentioned that some customers had made it	15	A. No, that would be between Olive and Howell.
16	clear that they did not feel safe; is that right?	16	We're right in the middle of Olive and Howell. And the
17	A. Yes.	17	people didn't stay inside the barricades; they were
18	Q. Do you remember what they said specifically?	18	everywhere, so
19	A. No. They were on the phone, several of them. As	19	Q. Do I understand you that the only times that the
20	soon as they found out where we were at, the yeah.	20	street in front of Bergman's was unpassable by vehicular
21	Q. I'm sorry, were you finished with your sentence?	21	traffic was because there were actual live people moving in
22	A. Yes.	22	and out of that street?
23	Q. Oh, okay, sorry. So other than you having the	23	A. Yes.
	impression that they did not feel sofe bet did the	2/	MD WEAVED. Objection
24 25	impression that they did not feel safe, what did they actually say?	24 25	MR. WEAVER: Objection. BY MS. PRATT:

20 (Pages 77 to 80)

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Page 101 Page 103 MR. WEAVER: Objection. Answer if you can. Q. And did you look for any e-mails? 1 1 2 A. No, the protesting in front of the shop before 2 A. Oh, yeah. I don't have any e-mails. I don't 3 3 the 8th when the precinct closed down -- that was a more have any texts. 4 solid Black Lives Matter march. Everybody had a purpose. 4 Q. How do you know? 5 Things were somewhat friendly. It was more organized, 5 A. I don't have time for that. And I know that 6 considerate, respectful, whatever you want to call it. 6 sounds terrible, but I'm trying to run a company, and I 7 After the precinct closed, it was unhinged. It was, I 7 don't -- No. 1, I don't want to have to relive the 8 mean, crazy. Yeah, that was just out of control. 8 situation that we went through because it was tough and, 9 9 Q. I take your point that there was a different tone No. 2, I really, truly don't. I'm father of three trying 10 to it, you say, before the precinct wasn't occupied, but 10 to run a business, keeping kids in school, and at full 11 didn't you say that there were protests down 12th that 11 steam I barely have -- I'm impressed I'm here, so --12 would block traffic on 12th before the precinct closed? 12 Q. And when you say you don't have time for that, 13 A. Oh, yes, oh, yes. 13 let me just clarify. You mean you never created the 14 Q. Okay. So we've received, as we discussed at some 14 e-mails or the texts in the first place? length today, lots of profit and loss statements from you. 15 A. Exactly. I listen to what's going on in the 15 16 What efforts did you take to search for and collect 16 neighborhood from my coworkers here and the little chitter 17 documents that were related to your claims in this case? 17 chatter that everybody talks about -- hey, did you hear, 18 A. When you say "search for," my financials and my 18 hey, did you hear -- that's it. I don't usually want to be involved because I need to stay focused on my two 19 documents? 19 20 Q. Yeah, let me just reask the question. What 20 priorities: The job and my family. efforts have you gone to to look for and collect records 21 21 Q. So you looked through the documents that you had 22 that are relevant to your claims that you're making? 22 in QuickBooks that resulted in the profit and loss 23 A. When you said records to my claim that I'm 23 statements that we've seen; right? 24 making, is this for the legal -- legal side of it or is 24 A. Yes. 25 this the financial side of it? Or all of it? 25 Q. Did you look for invoices for that period of time Page 102 Page 104 1 Q. All of it in general. What -- what have you done 1 or no? 2 2 to look for documents that you would provide to the City in A. No, I did not. 3 3 Q. So you didn't text any of your employees related 4 4 A. I've looked through all of my documents at the to the protests? 5 5 shop, the financials that I've been asked for and the A. No, the only texting that would have been done 6 documents that -- that were asked for for this proceeding. 6 would have been, "Don't bother coming to the shop, I'll get 7 I've pretty much collected everything that I have, that 7 this to you this way or coast is clear, things are looking 8 I -- I mean I don't know any more that I can get. 8 good" kind of thing. It was more directed to what's 9 Q. So what did you understand was asked for? 9 happening right there at the shop. 10 10 MR. WEAVER: Objection. Again, I'm going to Q. So you may have texted about the situation around the shop during the CHOP time period; is that right? 11 instruct you to the extent you can answer this question 11 12 without getting into attorney-client communications that 12 A. But it wouldn't be of any relevance. You know 13 you've had with me or anybody else on this topic, you can 13 what I mean? Would have been, "Shop's open, don't worry 14 14 answer; but to the extent it's related to communications about it" kind of thing. It was all about our safety to 15 15 each other, or for each other. you've had with this firm, I instruct you not to answer 16 that, but answer to the best of your ability without 16 Q. Do you delete your texts, or do you still have 17 getting into attorney-client information. 17 them? A. Okay. I seem to be really simple because all I 18 A. I'm not a very savvy phone user, and I know I've 18 19 19 did was gather documents for this proceeding, and all the already lost two phones in the last year. documents that I gathered were in my office on our 20 Q. When you lose a phone, do you lose all of the 20 21 21 information that was on the last one? software. Yeah. Q. By "our software," you mean QuickBooks? 22 A. Unless my son is able to get it for me, you are 22 23 23 A. QuickBooks, I'm sorry. correct, I would have lost them. 24 Q. So have you seen our document requests? 24 Q. Have you checked to see whether you have any 25 A. Yes. 25 texts from the time period of the CHOP, June to July of

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LONNIE THOMPSON 5/4/2021

about it, and I think I actually, I know I did. I checked a while back to see if I had anything and I don't. Q. Do you remember if you had texts from that time period at all? A. I would have got it to everybody here as they needed it. Q. Do you remember if you still have any texts from that time period at all? A. No, I do not. Q. No, you don't remember or no, you don't have them? A. No, I do not have texts from back then. Q. Okay. So you know that they're gone? A. I'm 90 percent sure they're gone. Q. Okay. When did you lose phones in the last two years? A. My first one I lost in Lake Washington, and that was in October before I put the boat away for the year, and the last one I lost was in January, and that was when we' were up in the mountains hiking. Q. Were you able to recover the phone that dropped in the lake? A. No. No. Page 106 Q. Did you see it fall, or what were the circumstances? A. I jumped in the water because I was playing with my kids and it was in my front pocket, and when I dove in Q. Oh. How about in January? What happened to your phone then? A. I don't know. Haven't seen it since. Q. Oh. How about in January? What happened to your phone then? A. I and not it. Q. Oh. A. I have no idea. It had to have come out of the back pocket of my backpack and we were hiking high in the sarowand by the time I realized it was gone, it was way too late. Q. You did provide us some photos, but I didn't see any photos related to your business. Do you have any 15 Q. I'm checked a while late in the texts from that time period at all? A. Ye A. Ye A. A. A. Ye A. A. A. Ye A. A. A. A. Ye A. Ha A. Ne. No. Back to everybody here as they pack and in I don't see any photos related to your business. Do you have any I delate. A. Ye A. A. Ye A. A. A. Ye A. A. Ha A. Ye A. A. Ha A. Po A. Have no idea. It had to have come out of the lack pocket of my backpack and we were hiking high in the saccounts? A. I don't know. Haven't seen it since. Q. You did provide us some photos, but I didn't see any photos rel	at? nat would be Matt Oliver. he an employee of yours? es, he is. hat happened?
A. I think I did check a while back when I was asked about it, and I think I actually, I know I did. I checked a while back to see if I had anything and I don't. Q. Do you remember if you had texts from that time period at all? A. I would have got it to everybody here as they needed it. Q. Do you remember if you still have any texts from that time period at all? A. No, I do not. Q. No, you don't remember or no, you don't have them? A. I'm 90 percent sure they're gone? A. I'm 90 percent sure they're gone. Q. Okay. When did you lose phones in the last two years? A. My first one I lost in Lake Washington, and that was in October before I put the boat away for the year, and the last one I lost was in January, and that was when we were up in the mountains hiking. Q. Were you able to recover the phone that dropped in the lake? A. No, No. Page 106 Q. Did you see it fall, or what were the circumstances? A. I jumped in the water because I was playing with my kids and it was in my front pocket, and when I dove in in Q. Ow Waterlogged? A. I don't know. Haven't seen it since. Q. Oh. How about in January? What happened to your phone then? A. I have no idea. It had to have come out of the back pocket of my backpack and were hiking high in the shop on en-or on any photos related to your business. Do you have any 16 photos that show your business or the CHOP zone during June A. No man I show. The checked and were shired in the CHOP zone during June A. A. Ye constitution of the marked and provide us some photos, but I didn't see 14 Q. You did provide us some photos, but I didn't see 15 q. Ou think the provide us some photos, but I didn't see 16 q. Ou They backpack and we were hiking high in the shop any photos related to your business. Do you have any 16 photos that show your business or the CHOP zone during June	nat would be Matt Oliver. he an employee of yours? es, he is.
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them? A. No, I do not have texts from back then. Q. Okay. So you know that they're gone? A. I'm 90 percent sure they're gone. Q. Okay. When did you lose phones in the last two years? A. My first one I lost in Lake Washington, and that was in October before I put the boat away for the year, and the last one I lost was in January, and that was when we were up in the mountains hiking. Q. Were you able to recover the phone that dropped in the lake? A. No. No. Page 106 Q. Did you see it fall, or what were the circumstances? A. I jumped in the water because I was playing with my kids and it was in my front pocket, and when I dove in — Q. Waterlogged? A. I don't know. Haven't seen it since. Q. Oh. How about in January? What happened to your phone then? A. I have no idea. It had to have come out of the back pocket of my backpack and we were hiking high in the sace any photos related to your business. Do you have any photos that show your business or the CHOP zone during June Text so do not protests in A. I a contest in the last two protests in A. I a contest is marked as any photos that show your business or the CHOP zone during June 13 texts or do protests in A. I a contest is ince. 14 Q. Okay. Waterloged? 15 A. I a contest is ince. 16 pretty sure. 12 Q. Do it. 13 texts or do it. 14 protests in A. I a contest in the last two pretty sure. 15 A. Do it. 16 protests in A. I a contest in the last two pretty sure. 16 protests in A. I a contest in the last two protests in the last two it. 17 Q. Do it. 18 A. Or it. 19 Q. Did you see it fall, or what were hiking high in the shop it. 19 Q. You did provide us some photos, but I didn't see any photos related to your business. Do you have any photos that show your business or the CHOP zone during June life in marked as any photos that show your business or the CHOP zone during June life in the last two in the pretty sure. 10 A. I have no deal. It had to have come out of the last protest in the shop in th	d you ask your employees whether they have any
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15 Q. Okay. So you know that they're gone? 16 A. I'm 90 percent sure they're gone. 17 Q. Okay. When did you lose phones in the last two 18 years? 19 A. My first one I lost in Lake Washington, and that 20 was in October before I put the boat away for the year, and 21 the last one I lost was in January, and that was when we 22 were up in the mountains hiking. 23 Q. Were you able to recover the phone that dropped 24 in the lake? 25 A. No. No. Page 106 1 Q. Did you see it fall, or what were the 2 circumstances? 3 A. I jumped in the water because I was playing with 4 my kids and it was in my front pocket, and when I dove 5 in 6 Q. Waterlogged? 7 A. I don't know. Haven't seen it since. 8 Q. Oh. How about in January? What happened to your 9 phone then? 1 Q. You did provide us some photos, but I didn't see 1 q. One- 1 the shop any photos related to your business. Do you have any 1 photos that show your business or the CHOP zone during June 1 d. A. I a retty sure 1 pretty sure 1 Q. Do 1 d. I a. I a. Or 1 late, 1 Q. Do 1 D. Do 1 Q. Do 2 D. Do 2 D. Do 3 A. Ye 1 premember 2 addresses 2 addresses 2 addresses 3 A. I jumped in the water because I was playing with 3 A. Or 4 Q. W 4 Q. W 5 in 5 A. Ba 6 Q. D. 6 Q. Waterlogged? 7 A. I don't know. Haven't seen it since. 8 Q. Oh. How about in January? What happened to your 9 phone then? 10 A. I have no idea. It had to have come out of the 10 in Lonnie 11 back pocket of my backpack and we were hiking high in the 12 snow and by the time I realized it was gone, it was way too 12 A. I do 13 the shop any photos related to your business. Do you have any 15 Q. I'm 16 photos that show your business or the CHOP zone during June	the summer of 2020?
A. I'm 90 percent sure they're gone. Q. Okay. When did you lose phones in the last two years? 18 A. Oh 18 years? 19 A. My first one I lost in Lake Washington, and that 20 was in October before I put the boat away for the year, and 21 the last one I lost was in January, and that was when we 22 were up in the mountains hiking. 23 Q. Were you able to recover the phone that dropped 24 in the lake? 25 A. No. No. Page 106 1 Q. Did you see it fall, or what were the 2 circumstances? 3 A. I jumped in the water because I was playing with 4 my kids and it was in my front pocket, and when I dove in 5 A. B. 6 Q. Waterlogged? 7 A. I don't know. Haven't seen it since. 8 Q. Oh. How about in January? What happened to your 9 phone then? 9 Q. A. I have no idea. It had to have come out of the 11 back pocket of my backpack and we were hiking high in the 12 snow and by the time I realized it was gone, it was way too 15 any photos related to your business. Do you have any 16 photos that show your business or the CHOP zone during June 16 pretty sure 17 Q. Do 18 A. Oh 19 it, and not 10 it, and not 10 it, and not 11 Q. Do 22 though? 22 though? 23 A. Ye 24 remember 24 remember 25 but I reme 26 addresses 2 addresses 2 addresses 3 A. I jumped in the water because I was playing with 3 A. O 4 Q. W 5 in 5 A. B. 6 Q. D. 7 A. I don't know. Haven't seen it since. 7 their pers 8 A. N 9 phone then? 9 Q. A 11 accounts' 12 A. I don't have no idea. It had to have come out of the 11 back pocket of my backpack and we were hiking high in the 12 snow and by the time I realized it was gone, it was way too 11 ate. 12 I don't know have not one out of the 13 the shop a concerned any photos related to your business. Do you have any 15 Q. I'm marked and one-on-out any photos that show your business or the CHOP zone during June	m sure I've been through this before, and I'm
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Page 106 Q. Did you see it fall, or what were the circumstances? A. I jumped in the water because I was playing with my kids and it was in my front pocket, and when I dove in Q. Waterlogged? A. I don't know. Haven't seen it since. Q. Oh. How about in January? What happened to your phone then? A. I have no idea. It had to have come out of the sack pocket of my backpack and we were hiking high in the snow and by the time I realized it was gone, it was way too late. Q. You did provide us some photos, but I didn't see any photos related to your business. Do you have any photos that show your business or the CHOP zone during June but I marked at marked	asking this was a while ago when we did this,
Page 106 1 Q. Did you see it fall, or what were the circumstances? 2 circumstances? 3 A. I jumped in the water because I was playing with 3 A. O my kids and it was in my front pocket, and when I dove 4 Q. W in 5 A. B. G. Q. Waterlogged? 6 Q. D. D. G. Waterlogged? 7 A. I don't know. Haven't seen it since. 7 their pers Q. Oh. How about in January? What happened to your 8 A. N. Q. phone then? 9 Q. A. I have no idea. It had to have come out of the 10 in Lonnie 11 back pocket of my backpack and we were hiking high in the 12 snow and by the time I realized it was gone, it was way too 12 A. I G. 13 the shop a 14 Q. You did provide us some photos, but I didn't see 14 one-on-on 15 any photos related to your business. Do you have any 15 Q. I'm photos that show your business or the CHOP zone during June 16 marked as	ember asking and nobody seemed to have anything.
1 Q. Did you see it fall, or what were the circumstances? 2 addresses 3 A. I jumped in the water because I was playing with 3 A. O. My kids and it was in my front pocket, and when I dove 4 Q. W. The in 5 A. B. G. Q. Waterlogged? 6 Q. D. The ir pers 6 Q. Waterlogged? 7 The ir pers 7 Q. Oh. How about in January? What happened to your 9 Q. A. I don't know. Haven't seen it since. 9 Q. Oh. How about in January? What happened to your 9 Q. A. I have no idea. It had to have come out of the 10 in Lonnie 11 back pocket of my backpack and we were hiking high in the 12 snow and by the time I realized it was gone, it was way too 12 A. I don't shop a 14 Q. You did provide us some photos, but I didn't see 14 one-on-on 15 any photos related to your business. Do you have any 15 Q. I'm arked and 16 marked and 17 marked and 18 marked and 18 marked and 19 marked and 19 marked and 19 marked and 10 ma	
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Q. Oh. How about in January? What happened to your phone then? A. I have no idea. It had to have come out of the lack pocket of my backpack and we were hiking high in the snow and by the time I realized it was gone, it was way too late. Q. You did provide us some photos, but I didn't see lany photos related to your business. Do you have any lack photos that show your business or the CHOP zone during June lack A. No in Lonnie lack photos was accounted as	o you communicate with other employees through
phone then? A. I have no idea. It had to have come out of the back pocket of my backpack and we were hiking high in the snow and by the time I realized it was gone, it was way too late. Q. You did provide us some photos, but I didn't see any photos related to your business. Do you have any photos that show your business or the CHOP zone during June 9 Q. A 10 in Lonnie 11 accounts 12 A. I do 13 the shop a 14 one-on-on 15 any photos related to your business. Do you have any 16 marked as	onal e-mail addresses?
A. I have no idea. It had to have come out of the back pocket of my backpack and we were hiking high in the snow and by the time I realized it was gone, it was way too late. Q. You did provide us some photos, but I didn't see any photos related to your business. Do you have any photos that show your business or the CHOP zone during June in Lonnie 11 accounts? 12 A. I do 13 the shop a 14 one-on-on 15 any photos related to your business. Do you have any 16 marked as	o.
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12snow and by the time I realized it was gone, it was way too12A. I of the shop at	e I mean in your, Lorie, and Craig's e-mail
13late.13the shop at the shop at th	?
Q. You did provide us some photos, but I didn't see 14 one-on-or-on-on-on-on-on-on-on-on-on-on-on-on-on-	did not look. I asked. Most of our e-mails at
any photos related to your business. Do you have any photos that show your business or the CHOP zone during June 16 marked as	are for customers that we deal with personally
photos that show your business or the CHOP zone during June 16 marked as	ne.
	m going to show you a document that will be
17 and July of 2020? 17	s Exhibit 9.
	(Exhibit No. 9 marked for
A. I don't recall providing photos. I may have had	identification.)
19 a coworker that did, but I don't recall providing any from 19 BY MS. I	
	ll right, it's in the chat. Let me know when
out of the park with a baseball bat, and he would have been 21 you can s	
	got it. I can see it.
	o you remember providing these pictures?
Q. Who was the gentleman who was chased out with the 25 Q. D.	o, I don't. id you collect documents from anyone else that

27 (Pages 105 to 108)

LONNIE THOMPSON 5/4/2021

	Page 109		Page 111
1	could have provided them related to Bergman's?	1	been and it would had to been pictures that I got from
2	A. I think I might have got these from Matt, one of	2	somebody else and forwarded it to forwarded it into the
3	our one of my coworkers actually. This was a while ago.	3	pack.
4	This was yeah.	4	BY MS. PRATT:
5	Q. But none of these show Bergman's; correct?	5	Q. Are you aware of businesses in the Capitol Hill
6	A. Not our shop, no.	6	area, say on the other side of Madison, that sustained this
7	Q. And do you have pictures of your shop from this	7	sort of broken windows damage during the CHOP time period?
8	time period?	8	MR. WEAVER: Objection. Answer if you can.
9	MR. WEAVER: Asked and answered, objection.	9	A. On the other side of Madison would be south of
10	Go ahead.	10	Madison?
11	A. No, I do not.	11	BY MS. PRATT:
12	BY MS. PRATT:	12	Q. Right.
13	Q. And do you know if any of your employees,	13	A. I'm unaware of anybody over there. I didn't go
14	including Matt, have pictures of Bergman's during the CHOP	14	looking, but I'm unaware of anybody that would have had
15	time period?	15	damages.
16	A. I'm going to say no because I've already asked	16	Q. Are you familiar with the damage to the building
17	once.	17	with the Ferrari sign?
18	MS. PRATT: Let's go off.	18	A. Yes.
19	THE VIDEOGRAPHER: The time is 2:02 p.m. We are	19	Q. And it was your understanding that that damage
20	off the record.	20	was related to the CHOP protests?
21	(Recess taken.)	21	A. Yes.
22	THE VIDEOGRAPHER: The time is 2:13 p.m. We are	22	Q. Okay. Did you ever submit a claim form to the
23	back on the record.	23	City for the damages that you're claiming related to the
24	BY MS. PRATT:	24	CHOP?
25	Q. I just want to ask you a couple more questions	25	A. I personally did not and I don't know if the
	Page 110		Page 112
1	about Exhibit 9. That was the photos that you showed us	1	legal team has, but I personally have not.
1 2	about Exhibit 9. That was the photos that you showed us or the photos that I showed you that you provided. Do you	1 2	legal team has, but I personally have not. Q. Do you remember approving one or reviewing one?
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LONNIE THOMPSON 5/4/2021

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1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24	can keep it open on the record. MS. PRATT: All right. Well, we'll keep it open, we'll continue it, and you and I will continue our discussions. Mr. Thompson, again, I really appreciate your time. Thank you. THE WITNESS: Thank you. THE VIDEOGRAPHER: Counsel, any redirect questions? MR. WEAVER: I do not have any questions. THE VIDEOGRAPHER: Should we go off the record? MS. PRATT: Yes. MR. WEAVER: That's fine. THE VIDEOGRAPHER: The time is 2:19 p.m. We are off the record. (The deposition adjourned at 2:19 p.m.) (Signature was reserved.)	1 I, Mindy L. Suurs, the undersigned Certified Court Reporter, pursuant to RCW 5.28.010, authorized to administer oaths and affirmations in and for the State of Washington, do hereby certify: 3 That the foregoing testimony of LONNIE THOMPSON was given before me at the time and place stated therein and thereafter was transcribed under my direction; That the sworn testimony and/or proceedings were by me stenographically recorded and transcribed under my supervision, to the best of my ability; That the foregoing transcript contains a full, true, and accurate record of all the sworn testimony and/or proceedings given and occurring at the time and place stated in the transcript; 10 That the witness, before examination, was by me duly sworn to testify the truth, the whole truth, and nothing but the truth; 12 That I am not a relative, employee, attorney, or counsel of any party to this action or relative or employee of any such attorney or counsel and that I am not financially interested in the said action or the outcome thereof; 15 DATE: May 6, 2021 Mindy L. Suurs Certified Court Reporter #2195
25	SIGNATURE	23 24 25
1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25	I declare that I have read my within deposition, taken on Tuesday, May 4, 2016, and the same is true and correct save and except for changes and/or corrections, if any, as indicated by me on the "CORRECTIONS" flyleaf page hereof. Signed in, Washington, this, 2016. LONNIE THOMPSON REPORTER'S CERTIFICATE	

29 (Pages 113 to 115)

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2	taken on Tuesday, May 4, 2016 , and the same is true and
3	correct save and except for changes and/or corrections, if
4	any, as indicated by me on the "CORRECTIONS" flyleaf page
5	hereof.
6	Signed in Seattle, Washington,
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24	REPORTER'S CERTIFICATE
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Please record any changes or corrections on this sheet, indicating page number, line number, and reason for the change.

Page Line

Correction and Reason

(Signature here and on deposition)